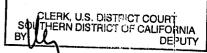
AO 455(Rev 5/85) Waiver of Indicamen



UNITED STATES DISTRICT COURT

DEC 1 1 2007

SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

ROBERTO CARLOS HERNANDEZ-MONTALVO

٧.

CASE NUMBER: 07CR2933

I, ROBERTO CARLOS HERNANDEZ-MONTALVO , the above named defendant, who is accused of Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on____ prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Counsel for Defendant